



TFW 2137

PTO/SB/21 (09-04) (AW 10/2004)

Approved for use through 7/31/2006. OMB 0651-0031

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/017,973
	Filing Date	December 7, 2001
	First Named Inventor	Mitsuaki Oshima et al.
	Art Unit	2137
	Examiner Name	Paul E. Callahan
	Attorney Docket No.	MTS-520US5
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Request for Refund	PTO Form SB/08a and 08b a- References EU Search Report Return Postcard
	<input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	
<b>Remarks:</b>		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm Name	RatnerPrestia		
Signature			
Printed Name	Lawrence E. Ashery		
Date	March 23, 2007	Registration No.	34,515

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Typed or Printed Name	Beth Johnson	Date	March 23, 2007

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MTS-520US5

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/017,973  
Applicant: Mitsuaki OSHIMA, et al.  
Filed: December 7, 2001  
Title: MARK FORMING APPARATUS, METHOD OF FORMING LASER MARK  
ON OPTICAL DISK, REPRODUCING APPARATUS, OPTICAL DISK  
AND METHOD OF PRODUCING OPTICAL DISK  
TC/A.U.: 2137  
Examiner: Paul E. Callahan  
Confirmation: 9590  
Docket No. MTS-520US5

**SUPPLEMENTAL**  
**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO/SB/08a and PTO/SB/08b submitted herewith. A copy of each of the references listed on the PTO/SB/08a and PTO/SB/08b is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made.

The reference JP 01-243237 is not in the English language, and includes an English language abstract.

The reference U.S. 5,050,150 was cited in an IDS dated June 25, 2002.

The reference EP 0 549 488 was cited in an IDS dated May 23, 2003.

References listed on the attached PTO/SB/08a and PTO/SB/08b forms were cited by a foreign patent examining authority in connection with the examination of a counterpart of the above identified application. A copy of this European Search Report indicating the degree of relevance determined by the foreign patent office, are submitted herewith. MPEP 609 IIIA(3), second paragraph.

This Supplemental Information Disclosure Statement is being filed within three months of the filing date of an RCE or before mailing of the first Official Action. No first Official Action has yet been received and it is presumed that none has yet been mailed. No fee or statement is required. 37 C.F.R. § 1.97(b).

Respectfully submitted,

  
Lawrence E. Ashery, Reg. No. 34,515  
Attorney for Applicants

LEA/bj

Enclosures: PTO Form SB/08a and 08b (2 sheets)  
European Search Report  
(1) References  
Transmittal Form

Dated: March 23, 2007

P.O. Box 980  
Valley Forge, PA 19482-0980  
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

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Beth Johnson

131565

**(Use as many sheets as necessary)**

PTO/SB/08a (07-05) (TMB 07/2005)

**Complete if Known**

Application Number	10/017,973
Filing Date	December 7, 2001
First Named Inventor	Mitsuaki Oshima et al.
Art Unit	2137
Examiner Name	Paul E. Callahan
Attorney Docket No.	MTS-520US5

**SHEET 1 of 2**

## U.S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If known)				
		EP 0 520 619	12-30-1992	PIONEER ELECTRONIC CORP.		<input checked="" type="checkbox"/>
		JP 01 243237 (w/English Abstract)	09-27-1989	RICOH CO., LTD.		<input type="checkbox"/>
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Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

<sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

SHEET 2 of 2

**Complete if Known**

Application Number	10/017,973
Filing Date	December 7, 2001
First Named Inventor	Mitsuaki Oshima et al.
Art Unit	2137
Examiner Name	Paul E. Callahan
Attorney Docket No.	MTS-520US5

**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		European Search Report dated February 19, 2007.	<input type="checkbox"/>
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Examiner Signature		Date Considered	
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<sup>1</sup>Applicant's unique citation designation number (optional).

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